



4760 Secretary

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(Case No. 98,541-K)

In re Application of:

Towne *et al.*

Serial No.: 09/800,689

Filing Date: March 7, 2001

For: Automated Immunohistochemical
and *in situ* Hybridization Assay
Formulations

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Examiner: not assigned

Group Art Unit: 1743

Confirmation No.: 5052

TRANSMITTAL LETTER

BOX MISSING PARTS
Commissioner of Patents
Washington, D.C. 20231

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JUN 21 2001

OFFICE OF PETITIONS
DEPUTY A/C PATENTS

Sir:

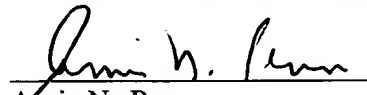
In regard to the above-identified application:

1. We are transmitting herewith the attached
 - a. Copy of Notice to File Missing Parts of Application
 - b. Response to Notice to File Missing Parts of Application
 - c. Executed Declaration
 - d. Check in the amount of \$130.00
 - e. Return receipt postcard
2. Please charge any additional fees or credit overpayment to Deposit Account No. 13-2490. A duplicate copy of this sheet is enclosed.
3. CERTIFICATE OF MAILING UNDER 37 CFR §1.8: The undersigned hereby certifies that this Transmittal Letter and the paper described in paragraph 1, are being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Commissioner of Patents, Washington, D.C. 20231, on May 25, 2001.

Respectfully submitted,
McDonnell Boehnen Hulbert & Berghoff

Date: May 25, 2001

By:


Amir N. Penn
Reg. No. 40,767



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/800,689	03/07/2001	Penny Towne	98,541-K

CONFIRMATION NO. 5052

20306
MCDONNELL BOEHNEN HULBERT & BERGHOFF
300 SOUTH WACKER DRIVE
SUITE 3200
CHICAGO, IL 60606

FORMALITIES LETTER



OC000000005983993

Date Mailed: 04/19/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 65.

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

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RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION

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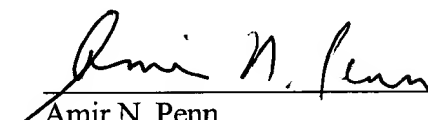
Commissioner for Patents
Washington, D.C. 20231
Attention: Box Missing Parts

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DEPUTY A/C PATENTS

In accordance with the Notice to File Missing Parts dated April 19, 2001, a copy of which is
attached, we are filing herewith Declaration and Power of Attorney.

Respectfully submitted,

DATED: May 25, 2001


Amir N. Penn
Registration No. 40,767

McDonnell Boehnen Hulbert & Berghoff
300 South Wacker Drive
Chicago, Illinois 60606